

## DEVELOPMENT AND PANCHAYAT DEPARTMENT

The 23rd February, 1976

**No. 184-EC-III-76/1208.**—In continuation of Government Notification Nos. 822-ECI-74/2648, dated the 10th April, 1974 and 2027-EC-III-74/4577, dated the 15th July, 1974, the Governor of Haryana is pleased to appoint Ch. Manphool Singh, M. L. A., Jhajjar, as member, State Advisory Committee for the Development and Panchayat Department, in place of Shri Surjit Singh Mann, who has been appointed as Minister of State.

This issues with the concurrence of Finance Department conveyed, — vide their U. O. No. 978-F. D-1-76, dated 13th February, 1976

G. L. BAILUR, Commissioner &amp; Secy.

## EDUCATION DEPARTMENT

The 20th February, 1976

**No. 1484-EduI(6E)-76/5779.**—Whereas it appears to the Governor of Haryana that the land specified below is needed by the Government, at public expense, for a public purpose, namely, for the play-grounds, setting up of botanical garden for Chhotu Ram Arya College, Sonapat, it is hereby notified that the land in the locality specified below is likely to be required for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, for the information of all to whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor of Haryana hereby authorises the officers and officials, with their servants and workmen, for the time being engaged in the undertaking, to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested who has any objection to the acquisition of land in the locality may within a period of thirty days of the publication of this notification in the official Gazette, file an objection, if any, in writing before the Land Acquisition Collector of Sonapat District.

Plans of the land may be inspected in the office of the Land Acquisition Collector, Sonapat.

## SPECIFICATIONS

District	Tahsil	Place	Khasra Nos.	Area
				K. M.
Sonapat	Sonapat	Sonapat (Patti Jamalpur- Khurd)	Rect. 20	
			Killa No. 5 Min	0—1
			Killa No. 5 Min	0—3
			Rect 19	
			Killa No. 1/1	3—2
			Total	3—6
				3 Kanals 6 Marlas

B. S. OJHA, Commissioner and Secy.

## LABOUR AND EMPLOYMENT DEPARTMENT

The 19th February, 1976

**No. 10950-Lab-75/4506.**—In exercise of the powers conferred by section 87 of the Employees State Insurance Act, 1848, the Governor of Haryana is pleased to exempt every factory situated in

the following areas from the operation of the provisions of Chapter IV (except sections 44 and 45) and Chapters V and VI [except sub-section (1) of section 76 and sections 77, 78, 79 and 81 of the said Act] from the 21st August, 1975, to the 20th August, 1976:—

Serial No.	Village	Headbast No.	District
1	Rajipur Jhajra	108	Ambala
2	Surajpur	109	Ambala

P. P. CAPRIHAN,  
Commissioner and Secy.

#### LABOUR DEPARTMENT

The 23rd February, 1976

No. 991-4Lab-76/5179.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Haryana, Rohtak, in respect of the dispute between the workmen and the management of M/s Kishan Lal-Tilak Raj Metal Industries, Buria Patri, Jagadhri:—

BEFORE SHRI MOHAN LAL JAIN, PRESIDING OFFICER, LABOUR COURT,  
ROHTAK

Reference No. 93 of 1974

between

SHRI OM PARKASH, WORKMAN AND THE MANAGEMENT OF M/S KRISHAN  
LAL-TILAK RAJ METAL INDUSTRIES, BURIA PATRI, JAGADHRI

#### AWARD

By order No. ID/AMB/356-C-74/39687, dated 11th December, 1974, the Governor of Haryana, referred the following dispute between the management of M/s Krishan Lal-Tilak Raj Metal Industries, Buria Patri, Jagadhri and its workman Shri Om Parkash to this Labour Court, in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947:—

Whether the termination of services of Shri Om Parkash was justified and in order? If not, to what relief is he entitled?

The parties appeared in this Court in response to the notices of reference sent to them.

Shri Surinder Kumar, authorised representative for the workman made a statement on 14th January, 1976, withdrawing the demand leading to the reference on the ground that the dispute referred to this Court had been mutually settled.

It would thus appear that there is now no dispute between the parties requiring adjudication. I hold accordingly and answer the reference while returning the award in terms of my findings made above.

Dated 19th January, 1976,

MOHAN LAL JAIN,  
Presiding Officer,  
Labour Court, Rohtak.

No. 992-4Lab-76/5181.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Haryana, Rohtak, in respect of the dispute between the workmen and the management of M/s Chanderpur Works, Board Mills, Radaur Road, Yamuna Nagar:—

BEFORE SHRI MOHAN LAL JAIN, PRESIDING OFFICER, LABOUR COURT, ROHTAK

Reference No. 18 of 1975

between

SHRIMATI JASWANT KAUR, WORKMAN AND THE MANAGEMENT OF M/S CHANDER-  
PUR WORKS, BOARD MILLS, RADAUR ROAD, YAMUNA NAGAR

#### AWARD

By order No. ID/AMB/225-A-75/19873, dated 4th April, 1975, the Governor of Haryana, referred the following dispute between the management of M/s Chanderpur Works, Board Mills, Radaur

Road, Yamuna Nagar and its workman Shrimati Jaswant Kaur to this Labour Court, in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947:—

Whether the termination of services of Shrimati Jaswant Kaur was justified and in order? If not, to what relief is she entitled?

The parties appeared in this Court in response to the notice of reference sent to them.

Shri Surinder Kumar, authorised representative for the workman, made a statement on 14th January, 1976, withdrawing the demand leading to the reference on the ground that the dispute referred to this Court had been mutually settled.

It would thus appear that there is now no dispute between the parties requiring adjudication. I hold accordingly and answer the reference while returning the award in terms of my findings made above.

MOHAN LAL JAIN,

Dated 14th January, 1976

Presiding Officer,  
Labour Court, Rohtak.

No. 990-4Lab-76/5183.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Haryana, Rohtak, in respect of the dispute between the workmen and the management of M/s R. K. Engineers, Jagadhri:—

BEFORE SHRI MOHAN LAL JAIN, PRESIDING OFFICER, LABOUR COURT, ROHTAK

Reference No. 250 of 1971

*between*

SHRI JOGA RAM, LATHAMAN AND THE MANAGEMENT OF M/S R. K. ENGINEERS.  
JAGADHRI

AWARD

By order No. ID/Am5/216-A-71/40105, dated 11th December, 1971, the Governor of Haryana, referred the following dispute between the management of M/s R. K. Engineers, Jagadhri and its workman Shri Joga Ram, Latheman, to this Labour Court, in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947:—

Whether the termination of services of Shri Joga Ram, Latheman, was justified and in order? If not, to what relief is he entitled?

The parties put in their appearance in this Court in response to the usual notices of reference sent to them and filed their pleadings.

Shri Madhu Sudan Saran Cowshish, authorised representative for the workman, made a statement on 14th January, 1976, withdrawing the demand leading to this reference on the ground that the workman did not intend pursuing the same.

It would thus appear that there is now no dispute between the parties requiring adjudication. I hold accordingly and answer the reference while returning the award in terms of my findings made above.

Dated 19th January, 1976.

MOHAN LAL JAIN,

Presiding Officer,  
Labour Court,  
Rohtak.

No. 993-4Lab-76/5187.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the

Presiding Officer, Labour Court, Haryana, Rohtak in respect of the dispute between the workmen and the management of M/s. The Postal and R.M.S. Employees Co-operative Bank Ltd., Ambala Cantt.

BEFORE SHRI MOHAN LAL JAIN, PRESIDING OFFICER, LABOUR COURT, ROHTAK

Reference No. 45 of 1974

between

SHRI K. V. S. SOOD, WORKMAN AND THE MANAGEMENT OF M/S THE POSTAL AND R.M.S EMPLOYEES CO-OPERATIVE BANK LTD., AMBALA CANTT.

AWARD

By order No. ID/Am/301-B-73/18510, dated 4th July, 1974, the Governor of Haryana, referred the following dispute between the management of M/s. The Postal and R.M.S. Employees Co-operative Bank Ltd., Ambala Cantt and its workman Shri K.V.S. Sood to this Labour Court, in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

Whether the termination of services of Shri K.V.S. Sood was justified and in order ? If not, to what relief is he entitled ?

The parties put in their appearance in this Court in response to the usual notices of reference sent to them and filed their pleadings giving rise to the following issues :—

- (1) Whether the claimant Shri K.V.S. Sood is a workman as defined under section 2(s) of the Industrial Disputes Act ?
- (2) Whether the termination of services of Shri K.V.S. Sood was justified and in order ? If not, to what relief is he entitled ?

Shri K. V. S. Sood, workman however did not appear on 13th January, 1976, the date of hearing fixed in the reference despite being directed to do so and adduce his evidence on issue No. 1, — vide my order, dated 25th November, 1975 with the result that *ex parte* proceedings were taken up against him on that date.

Shri Tara Singh, Manager of the respondent made an *ex parte* statement on 14th January, 1976 that the workman was appointed in a supervisory capacity and drew wages of Rs. 523.27 per month on the date of termination of his services and he was as such not a workman within a definition of this term given in section 2(s) of the Industrial Disputes Act. He added that Shri Sood sanctioned leave application Ex. M-1 to M-6 of the workman in a supervisory capacity under his signatures and that he put the other workmen under suspension and took disciplinary action against them,—vide orders copies Ex. M-7 and M-9 to M-19.

I see no reason to disbelieve the statement of Shri Tara Singh particularly when the proceedings against the workman are *ex parte* and he has not taken care to substantiate his plea in respect of his being a workman. I accordingly relying on the statement of Shri Tara Singh hold that Shri K.V.S. Sood had been appointed in a supervisory capacity and drew wages of Rs. 523.27 P. M. and was not a workman. I this decide issue No. 1 against him and hold that the reference made to this Court being not in respect of an industrial dispute as defined in the Act is bad in law and the workman is not entitled to any relief.

I, therefore, answer the reference while returning the award in terms of my findings made above.  
MOHAN LAL JAIN,

Dated the 14th January, 1976.

Presiding Officer,  
Labour Court, Rohtak.

No. 1972-4Lab-76/5189. In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Haryana, Rohtak in respect of the dispute between the workman and the management of M/s Haryana Textile, Industrial Area, Bhiwani.

BEFORE SHRI MOHAN LAL JAIN, PRESIDING OFFICER, LABOUR COURT, HARYANA  
ROHTAK

Reference No. 99 of 1975.

between

SHRI MAHVIR WORKMAN AND THE MANAGEMENT OF M/S HARYANA  
TEXTILE, INDUSTRIAL AREA, BHIWANI

AWARD

This award shall dispose of this reference and reference No. 100 of 1975 between Shri Ram Kumar and the management of M/s Haryana Textile, Industrial Area, Bhiwani reference No. 101 of 1975

between Shri Hukam Chand and the management of M/s Haryana Textile, Industrial Area, Bhiwani, reference No. 102 of 1975 between Shri Rajender and the management of M/s Haryana Textile, Industrial Area, Bhiwani, reference No. 103 of 1975 between Sat Naryan and the management of M/s Haryana Textile, Industrial Area, Bhiwani and reference No. 105 of 1975 between Smt. Santi Devi and the management of M/s Haryana Textile, Industrial Area Bhiwani, as common question of facts and law are involved therein.

The Governor of Haryana by his order, dated 10th November, 1975 in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, referred the following dispute to this Court for adjudication, in each reference referred to above.

Whether the termination of services of S/Shri Mahavir/Ram Kumar/Hukam Chand/Rajender/Sat Narain/Smt. Santi Devi/ was justified and in order? If not, to what relief are they entitled?

The parties appeared before me in response to the notices of each reference sent to them. Shri Raghbir Singh, authorised representative for the workman made a statement on 28th January, 1976 withdrawing the demand leading to each reference on the ground that the parties had arrived at an amicable settlement on 9th December, 1975.

It would thus appear that there is now no dispute between the parties of each reference requiring adjudication. I hold accordingly and answer each reference while returning the award in terms of my findings made above.

Dated 28th January, 1976.

MOHAN LAL JAIN,  
Presiding Officer,  
Labour Court, Haryana,  
Rohtak.

No. 1574-4Lab-76/5191.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Haryana, Rohtak in respect of the dispute between the workmen and the management of M/s Bhiwani Textile Mills, Bhiwani.

BEFORE SHRI MOHAN LAL JAIN, PRESIDING OFFICER, LABOUR COURT, HARYANA,  
ROHTAK

Reference No. 61 of 1975

between

SHRI DEV NARAIN WORKMAN AND THE MANAGEMENT OF M/S BHIWANI TEXTILE  
MILLS, BHIWANI  
AWARD

By order No. ID/HSR/18-N/75/37360 dated 30th June, 1975 the Governor of Haryana, referred the following dispute between the management, of M/s Bhiwani Textile Mills, Bhiwani and its workman Shri Dev Narain to this Tribunal, in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947.

Whether the termination of services of Shri Dev Narain was justified and in order? If not, to what relief is he entitled?

The parties appeared before me in response to the usual notices of reference sent to them and filed their pleadings. Necessary issues were framed on 29th October, 1975.

The parties however arrived at a settlement on 28th January, 1976 whereby they agreed that the management shall reinstate the workman with effect from 29th January, 1976 and shall treat the intervening period from 20th December, 1974 to 28th January, 1976 as leave without wages, accountable for entitlement of gratuity and that they shall further treat 11 days absence of the workman from 20th December, 1974 to 31st December, 1974 as working days for entitlement of the earned leave and that they shall further make *ex gratia* payment of 22% of the wages of the workman for the period from 20th December, 1974 to 28th January, 1976.

I thus answer the reference while returning the award in terms of the settlement made between the parties *vide*,—statement of Shri Raghbir Singh authorised representative for the workman and Shri Sham Lal authorised representative for the management.

Dated the 3rd February, 1976.

MOHAN LAL JAIN,  
Presiding Officer,  
Labour Court, Haryana,  
Rohtak.